

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
HATTIESBURG DIVISION**

GREGORY HANCOCK, #72882

PLAINTIFF

VS.

CIVIL ACTION NO. 2:07cv24-KS-MTP

**LARRY T. DYKES, THOMAS EASON,
MAX DAVIS, CLARENCE H. HINTON, JR.,
JONES COUNTY SHERIFF'S DEPARTMENT,
KEVIN FLYNN AND JOHN DOES**

DEFENDANTS

ORDER ACCEPTING MAGISTRATE JUDGE'S RECOMMENDATION

This cause came on this date to be heard upon the Report and Recommendation of the United States Magistrate Judge entered herein on December 29, 2008, after referral of hearing by this Court, no objections having been filed as to the Report and Recommendation, and the Court, having fully reviewed the same as well as the record in this matter, and being duly advised in the premises, finds that said Report and Recommendation should be adopted as the opinion of this Court.

IT IS, THEREFORE, ORDERED that the Report and Recommendation be, and the same hereby is, adopted as the finding of this Court, and that Defendant Dykes' Motion to Dismiss [Doc. #55] be **granted** and that he be **dismissed** without prejudice from this lawsuit and that Defendant Flynn's Motion to Dismiss, or in the Alternative, Motion to Quash [Docs. #51-52] be **denied**. Furthermore, Plaintiff's deadline for serving process is **ordered** extended for thirty (30) days - so that defendant Flynn can be properly served.

SO ORDERED AND ADJUDGED on this, the 2nd day of February, 2009.

s/ Keith Starrett
UNITED STATES DISTRICT JUDGE

